

REMARKS/ARGUMENTS

Favorable reconsideration of this application is respectfully requested.

The specification is amended by the present response to correct informalities therein. Mainly, the specification is amended to be consistent with the figures. The changes made to the specification are believed to be clear from the figures and thus do not raise any issues of new matter.

Claims 15-30 are pending in this application. Claim 1-14 are canceled by the present response without prejudice and new claims 15-30 are added herein.

Claims 5, 7 and 11 were objected to for informalities. With respect to that objection, new claims 15-30 have been written to not recite the language objected to in original claims 5, 7, and 11.

Claims 13 and 14 were rejected under 35 U.S.C. § 101. With respect to that rejection new claims 15-39 are believed to clearly be directed to statutory subject matter.

Claims 1-5, 7-9, and 11-13 were rejected under 35 U.S.C. § 102(e) as anticipated by U.S. patent 6,591,292 to Morrison et al. (herein "Morrison"). Claims 6 and 10 were rejected under 35 U.S.C. § 103(a) as unpatentable over Morrison et al. in view of vCalendar Specification, V0.4.

Addressing the above-noted rejections, those rejections are traversed by the present response.

New claims 15-30 are written to clarify claimed features. More particularly, the claims as currently written are directed to an apparatus or a method in which the server can store a program table. As shown as a non-limiting example in Figure 16 in the present specification, a server can store a program table indicating different programs, for example broadcast programs for a television. The user can select programs on that program table by accessing the server through a network, for example the Internet. As shown for example in

Figure 1 in the present specification a user at a remote device 1-1 can access a server 7 through a network 6, such as the Internet, and thereby access that program table such as shown in Figure 16. The user can then select programs for recording on that program table accessed through the network. The server 7 containing the program table can then transmit back to the user at the remote device data of the selected programs, the data indicating a specific channel of the program, the date and time for starting the recording, and the date and time for terminating the recording.

With such a claimed operation a user can access from a remote device a server including a program table, select programs to be recorded on the program table, and then the server will send back to the same user at the remote device data that can be used to control the user device to actually perform the recording.

Those features as discussed above and as clarified in the claims are believed to clearly distinguish over the applied art.

The primary reference to Morrison is directed to a system in which a user can send to another user an electronic message that contains program information that can include a program start time, a program end time, and a channel.¹ However, Morrison differs from the claims in the following respect.

In Morrison one user will send to another user the electronic message with the information for program recording.

In contrast to Morrison, in the claimed invention a specific user must access a separate server and select programs from a program table on the separate server, and then the server will send transmitted data back to the that same user, that transmitted data directed to information for performing a recording on a device of the user. Thus, in the claimed

¹ See for example Morrison at column 15, lines 16-33.

invention a specific user must initiate contact with a separate server, and the server then returns transmitted information back to that specific user.

Morrison does not appear to disclose such an operation. More particularly, in Morrison different users can transmit electronic information to other user's that can be used for a program recording. However, Morrison does not appear to disclose or suggest that any specific user can access a program table at a different site, for example at a server or a different user, make the selections therein, and then have transmitted data returned to that same user.

In such ways, the claims as currently written are believed to distinguish over the teachings in Morrison.

Moreover, no teachings in the vCalendar were cited with respect to the above-noted feature or believed to cure the above-noted deficiencies of Morrison.

In such ways, the claims as currently written are believed to distinguish over the applied art.

As no other issues are pending in this application, it is respectfully submitted that the present application is now in condition for allowance, and it is hereby respectfully requested that this case be passed to issue.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



Bradley D. Lytle
Registration No. 40,073
Surinder Sachar
Registration No. 34,423
Attorneys of Record

Customer Number

22850

Tel: (703) 413-3000
Fax: (703) 413 -2220
(OSMMN 06/04)

I:\ATTYSNS\20's\209880\209880US-AM.DOC